

PROCEEDINGS AGAINST JOSEPH DOTO, ALIAS JOE
ADONIS, FOR CONTEMPT OF THE SENATE

JANUARY 22 (legislative day, JANUARY 8), 1951.—Ordered to be printed

Mr. KEFAUVER, from the Special Committee To Investigate Organized
Crime in Interstate Commerce, submitted the following

REPORT

[To accompany S. Res. 43]

The Special Committee To Investigate Organized Crime in Interstate Commerce, as created and authorized by the United States Senate by Senate Resolution 202, Eighty-first Congress, second session, caused to be issued a subpoena to Joseph Doto, alias Joseph Adonis, 1020 Dearborn Road, Fort Lee, N. J. The said subpoena directed Joseph Doto to be and appear before the said committee forthwith at room 318, Senate Office Building, Washington, D. C., then and there to testify touching matters of inquiry committed to said committee and not to depart without leave of said committee. The date of the subpoena was the 11th day of September 1950. Attendance pursuant to said subpoena was had on December 12, 1950, at which time the witness appeared. The subpoena served upon said Joseph Doto is set forth as follows:

UNITED STATES OF AMERICA

CONGRESS OF THE UNITED STATES

To JOSEPH DOTO ALIAS JOSEPH ADONIS, 1020 Dearborn Road, Fort Lee, N. J.,
Greeting:

Pursuant to lawful authority, you are hereby commanded to appear before the Senate Committee To Investigate Organized Crime in Interstate Commerce of the Senate of the United States, forthwith, at 9:30 o'clock a. m., at their committee room 318, United States Senate Office Building, Washington, D. C., then and there to testify what you may know relative to the subject matters under consideration by said committee. To produce all books and records, including journals, ledgers, invoices, bank statements, canceled checks, check-book stubs, safety deposit box receipts, vouchers, accountants, work papers, financial statements, payroll records, credit reports, etc., 1940 to date of all your business connections and activities.

Hereof fail not, as you will answer your default under the pains and penalties in such cases made and provided.

To Patrick Murray or J. F. Elich or Howard Brand or Thomas Myers to serve and return.

Given under my hand, by order of the committee, this 11th day of September, in the year of our Lord 1950.

ESTES KEFAUVER,

Chairman, Committee To Investigate Organized Crime in Interstate Commerce.

The said subpoena was duly served as appears by the return made thereon by Thomas E. Myers, who was duly authorized to serve the said subpoena. The return of the service by the said Thomas E. Myers being endorsed thereon is set forth as follows:

NOVEMBER 27, 1950.

I made service of the within subpoena by personal service on the within-named Joseph Doto, alias Joseph Adonis, at Bergen County Court House, Hackensack, N. J., at 10:40 a. m., on the 27th day of November 1950.

THOMAS E. MYERS.

The said Joseph Doto pursuant to said subpoena and in compliance therewith appeared before the said committee to give such testimony as required by virtue of Senate Resolution 202, Eighty-first Congress, second session. Joseph Doto having appeared as a witness and having been asked questions, which questions were pertinent to the subject matter under inquiry, made answers as appeared in the record of the hearing on December 12, 1950, at room 457, Senate Office Building, Washington, D. C., which record is annexed hereto and made a part hereof and designated "annex I."

As a result of said Joseph Doto's refusal to answer the questions pursuant to the said inquiry, as appears in the record annexed, consisting of pertinent excerpts from the testimony of that day, the committee was prevented from receiving testimony and evidence concerning the matter committed to said committee in accordance with the terms of the subpoena served upon this witness.

The committee was therefore deprived of answers to questions pursuant to the committee's inquiry propounded to Joseph Doto pertinent to the subject matter which under Senate Resolution 202, Eighty-first Congress, second session, the said committee was instructed to investigate, and the refusal of the witness to answer questions as set forth in annex I, is a violation of the subpoena under which the witness was directed to appear and answer pertinent questions to the subject under inquiry, and his persistent and illegal refusal to answer the aforesaid questions deprived the committee of necessary and pertinent testimony and places this witness in contempt of the United States Senate.

At the committee hearing in Washington, D. C., on December 12, 1950, there was present a quorum of the committee, as set forth in the record annexed, consisting of the chairman and Senators Tobey and Wiley.

Immediately following the said committee hearing on December 12, 1950, Senator Wiley withdrew and the chairman designated a subcommittee to continue hearing the testimony of the said Joseph Doto consisting of the chairman and Senator Tobey. This hearing of the subcommittee was duly authorized by a resolution of the committee made on September 6, 1950, in an executive session at 2 o'clock in room F-82 in the Capitol, at which were present Senators Kefauver, Hunt, and Wiley. At this meeting it was duly resolved on motion made by Senator Hunt and seconded by Senator Wiley that the chair-

man be authorized at his discretion to appoint subcommittees of one or more Senators, of whom one member will be a quorum for the purpose of taking testimony and all other committee acts, to hold hearings at such time and places as the chairman might designate with reference to the committee's investigations of organized crime in the vicinities of the cities of Chicago, St. Louis, Kansas City, Miami, Miami Beach, and Philadelphia, and in the States of New York and New Jersey.

At the meeting of the said subcommittee on December 12, 1950, the said Joseph Doto continued to appear subject to the aforesaid subpoena and was further asked questions which were pertinent to the subject matter under inquiry and gave answers as appeared in the record of the hearing on December 12, 1950, at room 457, Senate Office Building, Washington, D. C., which record is annexed hereto and made a part hereof and designated "Annex II."

After reviewing the testimony and other facts as set forth herein, the committee adopted a resolution, as set forth below:

SPECIAL COMMITTEE TO INVESTIGATE ORGANIZED CRIME IN INTERSTATE
COMMERCE

MINUTES OF A COMMITTEE MEETING, JANUARY 5, 1951

The committee met at 11:30 a. m. in room 457, Senate Office Building. There were present the chairman, Senator Kefauver, and Senators Tobey and Wiley.

The chairman presented to the committee the minutes of said committee and subcommittee meetings on December 12, 1950, held in room 457, Senate Office Building, Washington, D. C.

The chairman stated to the committee that the witness, Joseph Doto, repeatedly, consistently, and arbitrarily had refused to answer questions put to him throughout the chairman's examination of said witness on December 12, 1950, and that his refusal therefore was improper and contemptuous.

The chairman presented to the committee a draft report on the entire matter for the committee's consideration and the committee duly adopted the said report and instructed the chairman to present said report to the United States Senate.

Therefore, upon motion of Senator Tobey, duly seconded by Senator Wiley, it was duly resolved that the committee present to the United States Senate, for its immediate action, a resolution requiring the United States attorney for the District of Columbia to proceed against the said Joseph Doto, alias Joe Adonis, in the manner and form provided by law.

ESTES KEFAUVER, *Chairman.*

ANNEX I

INVESTIGATION OF ORGANIZED CRIME IN INTERSTATE
COMMERCE

UNITED STATES SENATE,
SPECIAL COMMITTEE TO INVESTIGATE
ORGANIZED CRIME IN INTERSTATE COMMERCE,
Washington, D. C., Tuesday, December 12, 1950.

REPORTERS' TRANSCRIPT

The committee met, pursuant to call of the chairman, at 10:10 a. m., in room 457, Senate Office Building, Senator Estes Kefauver (chairman) presiding.

Present: Senators Kefauver, Tobey, and Wiley.

Also present: Representative Louis B. Heller, Rudolph Halley, chief counsel.

The CHAIRMAN. The committee will come to order.

The chairman should have stated earlier that we are delighted to have Congressman Heller, of New York, sit with this committee, and we appreciate your interest in the work of this committee, Congressman.

Mr. Joseph Adonis, will you come around, please? Calling Mr. Adonis, please.

Mr. Adonis, are you represented by counsel, or are you here alone?

- Mr. DOTO. I have counsel here in the case.
The CHAIRMAN. Where is your counsel?
Mr. DOTO. He is here some place.
The CHAIRMAN. Mr. Doto, do you solemnly swear the testimony you will give this committee will be the truth, the whole truth, and nothing but the truth, so help you God?
Mr. DOTO. I do.
The CHAIRMAN. All right, Mr. Halley, will you proceed.
Mr. HALLEY. Will you state your full name?
Mr. DOTO. Joseph Doto.
Mr. HALLEY. And are you known by any other name?
Mr. DOTO. Yes, sir.
Mr. HALLEY. What is that?
Mr. DOTO. Joe Adonis.
Mr. HALLEY. When did you first use the name Joe Adonis?
Mr. DOTO. I don't recall.
Mr. HALLEY. Many years, though; is that right?
Mr. DOTO. Yes.
Mr. HALLEY. That is the name you are generally known by?
Mr. DOTO. That is right.
Mr. HALLEY. And have you ever used any other names?
Mr. DOTO. Not that I recall.
Mr. HALLEY. Have you ever used the name Joe Aroso?
Mr. DOTO. Might have.
Mr. HALLEY. You did, in fact, use it, did you not?
Mr. DOTO. I don't recall.
Mr. HALLEY. Weren't you, in fact, arrested in Brooklyn under the name of James Aroso and also the name of Joseph Aroso in 1926?
Mr. DOTO. Possibly so.
Mr. HALLEY. In any event, you would not deny that you used that name would you; is that right?
Mr. DOTO. No, sir.
Mr. HALLEY. Have you ever used any other name?
Mr. DOTO. I don't know, sir.
Mr. HALLEY. Well, didn't you use the name Joseph De Mio?
Mr. DOTO. I don't recall.
Mr. HALLEY. Now, in 1931 weren't you convicted of a Prohibition Act violation?
Mr. DOTO. I believe I was.
Mr. HALLEY. And didn't you use in that case the name Joseph De Mio?
Mr. DOTO. Very possibly.
Mr. HALLEY. Well, don't you know?
Mr. DOTO. I don't recall; I have used so many names in those minor conflicts.
Mr. HALLEY. You mean in your conflicts with the law you have been accused to using aliases?
Mr. DOTO. That is right.
The CHAIRMAN. Spell De Mio.
Mr. HALLEY. Joseph D-e M-i-o is the name that the record shows; is that right?
Mr. DOTO. If you say so.
Mr. HALLEY. Would you say that on many occasions in conflicts with the law you have used other aliases; is that right?
Mr. DOTO. That is right.
Mr. HALLEY. On how many occasions were you convicted of a crime?
Mr. DOTO. On two occasions, sir, as I recall.
Mr. HALLEY. What were they?
Mr. DOTO. One for disorderly conduct.
Senator WILEY. One for what?
Mr. DOTO. Disorderly conduct, \$25 fine.
Mr. HALLEY. And that was in Brooklyn?
Mr. DOTO. Right.
Mr. HALLEY. That was back in 1926; is that right?
Mr. DOTO. In around there, sir.
Mr. HALLEY. 1927 is the correct date.
Mr. DOTO. Yes.
Mr. HALLEY. Then, you were convicted in 1931, were you not, for a prohibition violation, and fined \$500?
Mr. DOTO. That is right.

Mr. HALLEY. Now the record here shows one other conviction in 1931 for smuggling liquor. It probably was another count in the same offense, I am not sure. Do you think you can straighten that out for us?

Mr. DOTO. (Shaking his head negatively.)

Mr. HALLEY. Well, the record shows that in February of 1931 you were arrested, and then in March convicted for violation of the National Prohibition Act, and that in November of the same year you were convicted of a violation of the Tariff Act, and on the second occasion fined \$100.

Mr. DOTO. I don't remember that one.

Mr. HALLEY. They could probably both grow out of the same offense.

Mr. DOTO. Maybe; it is possible.

Mr. HALLEY. Were you in the bootlegging business before the repeal of prohibition?

Mr. DOTO. I decline to answer that question.

The CHAIRMAN. You are directed to answer.

Mr. DOTO. On the ground that it may incriminate me, I decline to answer.

The CHAIRMAN. Well, you understand that you are directed to answer the question?

Mr. DOTO. Yes, sir.

The CHAIRMAN. Do you refuse the direction of the committee?

Mr. DOTO. Yes, sir.

Mr. HALLEY. You have been arrested on a great many occasions; is that right?

Mr. DOTO. Yes, sir.

Mr. HALLEY. The record here shows in 1926, as James Aroso for grand larceny. Would that be right?

Mr. DOTO. Dismissed; that is right.

Mr. HALLEY. And then in the same year as James Aroso for robbery. It appears to be another offense; it is another officer, another police officer.

The CHAIRMAN. Answer up, Mr. Doto; we cannot hear you. That is correct?

Mr. DOTO. Yes.

Mr. HALLEY. And both of them were discharged?

Mr. DOTO. Discharged.

Mr. HALLEY. Then, in the same year 1926 for grand larceny, that would appear to be the same offense, and discharged, as Joseph Aroso; then, in 1927 for disorderly conduct offense, where you were fined \$25 as Joseph Adonis; is that right?

Mr. DOTO. That is right.

Mr. HALLEY. And then in 1931 two Federal offenses under the name of Joseph De Mio; is that right?

Mr. DOTO. That is right.

Mr. HALLEY. We have been over that.

In 1937 you were charged with assault and robbery; is that right?

Mr. DOTO. That is right.

Mr. HALLEY. And in 1940 with, what was that, kidnaping and extortion case; is that right?

Mr. DOTO. That is right.

Mr. HALLEY. And that was dismissed as against you?

Mr. DOTO. That is right.

Mr. HALLEY. Your codefendant, I think, was tried and acquitted; is that right?

Mr. DOTO. Right.

The CHAIRMAN. Who was the codefendant?

Mr. HALLEY. I have it here somewhere. We have it, and we will get to it in some detail later.

Now, Mr. Doto, what is your business?

Mr. DOTO. None at the present.

Mr. HALLEY. None at the present time? What was your last business?

Mr. DOTO. I decline to answer.

The CHAIRMAN. You are directed to answer, Mr. Doto.

Mr. DOTO. I decline to answer on the ground that it might tend to incriminate me.

Mr. HALLEY. What was your last legitimate business?

Mr. DOTO. I decline to answer on the ground it might tend to incriminate me.

The CHAIRMAN. You are directed to answer.

Mr. DOTO. I decline to answer on the ground it might tend to incriminate me.

Mr. HALLEY. Are you not still connected with the Automotive Conveying Co. of New Jersey?

Mr. DOTO. I decline to answer.

The CHAIRMAN. You are directed to answer.

Mr. HALLEY. What were you arrested for?

Mr. MORETTI. I don't remember.

Mr. HALLEY. Weren't you arrested for aiding and abetting lotteries?

Mr. MORETTI. I am sorry; I don't remember that.

Mr. HALLEY. And convicted in 1934 in New Jersey, with your brother?

Mr. MORETTI. I can't remember that, sir; I am sorry, I can't remember that.

Mr. HALLEY. Didn't you get a suspended sentence?

Mr. MORETTI. Yes; I remember getting a suspended sentence, but I don't remember what it was for. It was for no lottery, as you point out.

Mr. HALLEY. Well, you were in the numbers racket at that time, were you not?

Mr. MORETTI. I was not, sir.

Mr. HALLEY. You must have gotten arrested and convicted for something.

Mr. MORETTI. Yes; I remember.

Mr. SELSER. I object to that.

Mr. MORETTI. Yes, sir; I—

Mr. HALLEY. What was it?

Mr. SELSER. It is not a question; it is a statement by counsel.

The CHAIRMAN. He asked what he was arrested and convicted for.

Mr. SELSER. And then counsel said, "You must have been arrested for something," which certainly is not a question.

The CHAIRMAN. Well, Mr. Selser, he said he remembered getting a suspended sentence, so he is asking him what it was for.

Mr. SELSER. May we identify the place where this was done? Perhaps it was a Passaic County matter, which I think I know about.

The CHAIRMAN. Well, we are not asking you to testify at this time.

Mr. SELSER. I appreciate that, but I think there should be some certainty as to the place or time.

The CHAIRMAN. Mr. Selser, you are here as a guest of the committee. We want to give your client an opportunity of having counsel, but have your seat, and your objection will be overruled. Mr. Moretti will answer. The question is, Of what were you convicted the time when you got a suspended sentence?

Mr. MORETTI. Senator, if I don't remember, and if the gentleman has it there on record, he certainly knows the answer, where I don't.

Mr. HALLEY. Let's see if your counsel can refresh your recollection. This was in Passaic County in 1934. Perhaps your counsel can refresh your recollection.

Mr. MORETTI. Will you repeat that again, please?

Mr. HALLEY. Passaic County in 1934.

Mr. MORETTI. Passaic County in 1934? I know I have got a suspended sentence, more or less around that time, after I got through serving my time in New York, as I have admitted, but I don't remember the specific charges. I was taken out of jail in New York and I was brought in to jail into Passaic County, and in a matter of days this charge was suspended against me.

Now, whatever the charges were, I don't remember.

The CHAIRMAN. What does the record show?

Mr. HALLEY. The record shows aiding and abetting a lottery, and those are the FBI records. If you or your counsel can clarify that, I am sure the committee would be happy to hear any explanation or any clarification.

Mr. MORETTI. Well, suppose we take—suppose you answer the question yourself. It may not be proper, but I don't remember; I can't tell you when I don't remember, can I?

Mr. HALLEY. I think we will have to stand on the record.

Mr. MORETTI. I don't want you to put me in a position where you want me to—

Mr. HALLEY. You were convicted, but you can't remember what for?

Mr. MORETTI. Yes; I admit that.

Mr. HALLEY. Did you ever know anybody by the name of Golden?

Mr. MORETTI. By the name of what?

Mr. HALLEY. Golden, G-o-l-d-e-n?

Mr. MORETTI. Yes; I do.

Mr. HALLEY. There are two brothers by that name; is that right?

Mr. MORETTI. I believe there is; yes.

Mr. HALLEY. How long have you known them?

Mr. MORETTI. Oh, I have known them for a good many years, sir.

Mr. HALLEY. What business are they in?

Mr. MORETTI. What business are they in?

Mr. HALLEY. Yes.

Mr. MORETTI. I know they were in the laundry business.

Mr. HALLEY. Were they ever in the numbers racket?

Mr. MORETTI. I am sorry, I don't know.

Mr. HALLEY. Have you ever heard of them being in the numbers racket?

Mr. MORETTI. No; I never heard of that.

Mr. HALLEY. Weren't you in the numbers racket with the two Golden brothers in 1933 and 1934?

Mr. MORETTI. We are going back to the same questions, sir; you just answered that.

The CHAIRMAN. Well, the question is, were you, Mr. Moretti?

Mr. MORETTI. Definitely not, sir.

Mr. HALLEY. Did you ever hear of a man named Frank Pfahler?

Mr. MORETTI. Frank Pfahler, yes.

Mr. HALLEY. He operates a night club in Passaic.

Mr. MORETTI. I believe he does.

Mr. HALLEY. Do you know Big John Profito?

Mr. MORETTI. Who?

Mr. HALLEY. Big Jim Profito?

Mr. MORETTI. Yes; I know him.

Mr. HALLEY. How long have you known him?

Mr. MORETTI. I have known him for years.

Mr. HALLEY. Weren't you indicted with Pfahler and Profito in 1934, and your brother?

Mr. MORETTI. I am sorry I can't answer that because I don't know, as I have answered previously, sir.

Mr. HALLEY. You were all in court on one case, don't you recall it?

Mr. MORETTI. Well, I don't recall, as I have told you previously, I had just come out of New York jail and brought into Jersey jail. I wasn't familiar with the developments or the happenings, which you have the record of, and which I readily admit whatever the record discloses, I admit to.

Mr. HALLEY. Well, the record discloses, aiding and abetting lotteries. Is that what you admit to?

Mr. MORETTI. Well, I am afraid to if that is the charges on the chart.

Mr. HALLEY. That is what you were convicted of, is that right?

Mr. MORETTI. I suppose so.

Mr. HALLEY. Is it not a fact that you were convicted at that time, together with your brother and Pfahler and Profito and Harry Cula?

Mr. MORETTI. I am not saying that it isn't or it is.

Mr. HALLEY. Were you ever in business with Pfahler?

Mr. MORETTI. No, sir.

Mr. HALLEY. Were you ever in business with Profito?

Mr. MORETTI. No, sir.

Mr. HALLEY. Were you ever in business with Harry Cula?

Mr. MORETTI. No, sir.

Mr. HALLEY. At no time?

Mr. MORETTI. At no time.

Mr. HALLEY. Were you ever in any gambling business?

Mr. SELSER. I object to that. I think the times and places should be specifically stated, and the generalization by counsel is improper, unfair.

The CHAIRMAN. Well, Mr. Selser, he would know whether he has been or not.

Mr. SELSER. I advise my client not to answer the question on the ground that it may tend to incriminate him.

The CHAIRMAN. You are directed to answer the question, Mr. Moretti.

Mr. MORETTI. I take advice of counsel and answer the same as the counselor has, the ground that it may incriminate me; I refuse to answer that question, sir.

The CHAIRMAN. Very well, sir.

Mr. HALLEY. Before the year 1935 did you ever participate in a lottery in the State of New Jersey?

Mr. MORETTI. I have never participated in any lottery in any State.

Mr. HALLEY. Have you ever participated before the year 1935 in any gambling business in the State of New Jersey?

Mr. SELSER. I direct my witness not to answer that question on the ground—

Mr. MORETTI. I cannot answer that; it is the same as before. I can't answer the question that I don't know that you are referring to. I have constitutional rights.

The CHAIRMAN. Just a minute, Mr. Moretti. Of course, the reason the question was asked before 1935 was that any statute of limitations would have run on any offense prior to that.

Mr. DOTO. The name doesn't mean nothing.

Mr. HALLEY. You do not know it?

Mr. DOTO. The name doesn't register. I might know the person.

Mr. HALLEY. Do you know a man named Lefty Clark?

Mr. DOTO. I may have known him.

Mr. HALLEY. How long have you known Lefty Clark?

Mr. DOTO. I would not know; I don't know him that well.

Mr. HALLEY. Well, you have been in business with him, have you not?

Mr. DOTO. I decline to answer that question.

The CHAIRMAN. What is the question?

Mr. HALLEY. Whether he ever was in business with Lefty Clark.

Mr. DOTO. I decline to answer on the grounds that it might tend to incriminate me.

The CHAIRMAN. You are directed to answer.

Let us first identify who he really is.

Mr. HALLEY. Lefty Clark comes from Detroit; is that not right?

Mr. DOTO. I wouldn't know where he comes from.

Mr. HALLEY. And you knew him in the Miami area?

Mr. DOTO. I have seen him around Miami; yes.

Mr. HALLEY. His name is William Bischoff, is it not?

Mr. DOTO. I wouldn't know that name.

Mr. HALLEY. You know him as Lefty Clark. Have you ever seen him at the Colonial Inn in Miami?

Mr. DOTO. I decline to answer.

The CHAIRMAN. You are directed to answer.

Mr. DOTO. I decline to answer on the ground that it might tend to incriminate me.

The CHAIRMAN. Senator Wiley, you have some questions at this point you wish to put?

Senator WILEY. Do you know James J. Carroll, of St. Louis?

Mr. DOTO. No, sir.

Senator WILEY. Do you know William Molasky, or William Brown of the Pioneers News Service of St. Louis?

Mr. DOTO. No, sir.

Senator WILEY. You are acquainted with them?

Mr. DOTO. No, sir.

Senator WILEY. Have you ever done any business with them?

Mr. DOTO. No, sir.

Senator WILEY. What was your income last year?

Mr. DOTO. I decline to answer.

The CHAIRMAN. You will be directed to answer.

Mr. DOTO. I will decline to answer on the grounds that it might tend to incriminate me.

Senator WILEY. Whatever that income was, did any of it come from book-making, slot machines?

Mr. DOTO. Is the question finished?

Senator WILEY. Yes.

Mr. DOTO. I decline to answer.

Senator WILEY. Does any of it come from dope peddling?

Mr. DOTO. I decline to answer.

The CHAIRMAN. You are directed to answer.

Mr. DOTO. I decline to answer on the ground it might tend to incriminate me.

Senator WILEY. Does any of it come from organized prostitution?

Mr. DOTO. I decline to answer.

The CHAIRMAN. You are directed to answer.

Mr. DOTO. I decline to answer on the ground it might tend to incriminate me.

Senator WILEY. Does any of it come from the numbers racket?

Mr. DOTO. I decline to answer.

The CHAIRMAN. You are directed to answer.

Mr. DOTO. I decline to answer on the ground it might tend to incriminate me.

Senator WILEY. Have you ever made a political contribution, directly or indirectly, to any political candidates for any Federal office or any office holder at Federal, State, or local level?

Mr. DOTO. I decline to answer.

The CHAIRMAN. You are directed to answer.

Mr. DOTO. I decline to answer on the ground it might tend to incriminate me.

The CHAIRMAN. Mr. Doto, you are an intelligent man, apparently. The usual process is that a question is asked, and if the chairman, speaking for the committee,

thinks it is a proper question, and you refuse to answer it, and the chairman asks you to answer it, and then you refuse to answer it at the call of the chairman, I think we can understand, you can understand—your counsel is present in the room—but if a question is asked, and you refuse to answer it, unless the chairman asks that the question be withdrawn, why, you can consider that you have been directed and ordered to answer the question, and that you can refuse to do so; is that satisfactory?

Mr. DOTO. I did not get you at that, Senator.

Senator WILEY. Would it not be better, Mr. Chairman, for his counsel to come to the table and advise him?

The CHAIRMAN. We do not want his counsel to come unless his counsel wants to. He was invited to come and sit with his client.

Mr. PAUL CORBIN. I have no objection to coming up, but I think he is well able to take care of himself.

The CHAIRMAN. Well, we do not want to order the counsel as to what he may do, and this is apparently their arrangement. If counsel wants to sit in the back of the room and the witness here, that is all right with the committee. We have no authority to tell you what to do, sir.

Very well, let us proceed in the usual fashion.

Senator WILEY. All right, I was talking about—do you want to tell us whether in your income return you showed any legitimate income from stocks?

Mr. DOTO. I decline to answer that.

The CHAIRMAN. You are ordered to answer.

Mr. DOTO. I decline to answer on the ground it might tend to incriminate me.

Senator WILEY. Did you have any income from wages?

Mr. DOTO. I decline to answer.

The CHAIRMAN. You are ordered to answer.

Mr. DOTO. I decline to answer on the ground it might tend to incriminate me.

Senator WILEY. Or any income from bonds, rent, dividends?

Mr. DOTO. I decline to answer.

Senator WILEY. You decline—

The CHAIRMAN. As this point, let me say, that when a Senator or counsel asks you a question, and you say you decline to answer, if the chairman thinks it is a proper question, you will be ordered to answer, and then you refuse, well, you understand, and is it agreeable with you, that when a question is asked you, and you refuse to answer, then you will consider that the chairman of the committee has ordered or directed you to answer, and then you still refuse to answer, without having to go through all of the ceremony all the time?

Mr. DOTO. That is right.

The CHAIRMAN. Do you understand that?

Mr. DOTO. Yes, sir.

The CHAIRMAN. Is that agreeable with you?

Mr. DOTO. Yes, sir.

Senator WILEY. How old are you, Mr. Adonis?

Mr. DOTO. Forty-nine.

Senator WILEY. Are you married?

Mr. DOTO. Yes, sir.

Senator WILEY. Do you have a family?

Mr. DOTO. Four children.

Senator WILEY. What?

Mr. DOTO. Four children.

Senator WILEY. Four children. Where do you claim your home is?

Mr. DOTO. Palisades, N. J.

Senator WILEY. And were you born in this country?

Mr. DOTO. Passaic, N. J.

Senator WILEY. What education have you had?

Mr. DOTO. Grammar-school education.

Senator WILEY. Did you ever make a contribution or a gift to any officer of a police department up there or any place else?

Mr. DOTO. I decline to answer.

Senator WILEY. What?

Mr. DOTO. I decline to answer on the grounds it might tend to incriminate me.

Senator WILEY. Did you ever make any gift or render any service or favor to any police or sheriff officer or law-enforcement official up there?

Mr. DOTO. I decline to answer for the same reason.

Senator WILEY. Did you ever make any such gift or payment or contribution to the district attorney of any country in that territory?

Mr. DOTO. I decline to answer on the grounds it might tend to incriminate me.

Senator WILEY. This income that you return to the Federal Government, did any of it come from extortion?

Mr. DOTO. I decline to answer on the grounds that it might tend to incriminate me.

Senator WILEY. Do you keep books?

Mr. DOTO. I decline to answer.

Senator WILEY. Have you got any books showing your income?

Mr. DOTO. I decline to answer on the grounds that it might tend to incriminate me.

Senator WILEY. If you have any books, where are they located?

Mr. DOTO. I decline to answer on the grounds it might tend to incriminate me.

The CHAIRMAN. You understand, Mr. Doto, that the chairman is ordering you to answer all of these questions?

Mr. DOTO. Yes, sir.

The CHAIRMAN. Because I think they are proper questions.

Mr. DOTO. Yes.

Senator WILEY. I think you said you knew Frank Costello; is that right?

Mr. DOTO. Right.

Senator WILEY. And you knew Frank Erickson?

Mr. DOTO. Yes.

Senator WILEY. Have you been in business with either of them?

Mr. DOTO. I decline to answer on the grounds it might tend to incriminate me.

Senator WILEY. Do you know Longy Zwillman?

Mr. DOTO. Yes, sir.

Senator WILEY. Have you been in business with him?

Mr. DOTO. I decline to answer.

Senator WILEY. Do you know Jimmy Lynch?

Mr. DOTO. Yes, sir.

Senator WILEY. Have you been in business with him?

Mr. DOTO. I decline to answer on the grounds it might tend to incriminate me.

Senator WILEY. Do you mean by that that the business that you were engaged in would be illegal under Federal law?

Mr. DOTO. I decline to answer.

Senator WILEY. You mean it would be illegal under State law?

Mr. DOTO. I decline to answer.

Senator WILEY. Are your books still intact?

Mr. DOTO. I decline to answer on the grounds it might tend to incriminate me.

Senator WILEY. Have you got custody of your books?

Mr. DOTO. I decline to answer on the same grounds.

Senator WILEY. Have you caused them to be lost or destroyed?

Mr. DOTO. I decline to answer on the grounds it might tend to incriminate me.

Senator WILEY. That is all so far as I am concerned.

The CHAIRMAN. Senator Tobey, do you have any questions?

Senator TOBEY. Not at this time.

The CHAIRMAN. Proceed, Mr. Halley.

Senator Wiley has just had to leave to go to the floor of the Senate, and the chairman, under authority of the resolution, designates Senator Tobey and the chairman as a committee of two to proceed with the examination, and with the chairman having the right to swear the witnesses and to take sworn testimony

Proceed, Mr. Halley.

Mr. HALLEY. Have you had any connection with the Manhattan Cigarette Co.?

Mr. DOTO. I decline to answer.

Mr. HALLEY. Have you ever heard of the Manhattan Cigarette Co.?

Mr. DOTO. I decline to answer on the ground that it might tend to incriminate me.

Mr. HALLEY. Do you know Michael Lascare?

Mr. DOTO. Yes.

Mr. HALLEY. How long have you known Michael Lascare?

Mr. DOTO. Many years.

Mr. HALLEY. Have you ever had any business relationships with Michael Lascare?

Mr. DOTO. I decline to answer on the grounds that it might tend to incriminate me.

Mr. HALLEY. You understand with respect to each of these questions, that by permitting them to stand on the record, the chairman is understood to be ordering you to answer?

Mr. DOTO. Yes.

Mr. HALLEY. Do you know George Uffner?

Mr. DOTO. Yes, sir.

Mr. HALLEY. Do you know Phil Kastel?

Mr. DOTO. Yes, sir.

Mr. HALLEY. Have you known them both for many years?

Mr. DOTO. Yes, sir.

Mr. HALLEY. During the years 1920 to 1930, did you know both Uffner and Kastel?

Mr. DOTO. No, sir.

Mr. HALLEY. Did you know Costello during those years?

Mr. DOTO. I don't know whether it goes back that far.

Mr. HALLEY. Well, in and around 1930, did you know Frank Costello?

Mr. DOTO. Maybe.

Mr. HALLEY. And in and about that time you knew George Uffner?

Mr. DOTO. No.

Mr. HALLEY. Did you know Phil Kastel that far back? I am referring now to 1930?

Mr. DOTO. I don't believe I did know him that far back.

Mr. HALLEY. Did you know Frank Erickson?

Mr. DOTO. Yes, sir.

Mr. HALLEY. In 1930?

Mr. DOTO. No, sir.

Mr. HALLEY. Did you know him in 1932?

Mr. DOTO. I wouldn't recall whether I did in and around there.

Mr. HALLEY. Were you ever in any business with Frank Erickson?

Mr. DOTO. I decline to answer on the ground that it might tend to incriminate

me.

Mr. HALLEY. Were you ever in any sweepstakes business with Frank Erickson?

Mr. DOTO. I decline to answer.

Mr. HALLEY. Have you ever been in Chicago?

Mr. DOTO. Yes, sir.

Mr. HALLEY. Do you know Louis Greenberg?

Mr. DOTO. The name doesn't register with me; I don't know whether I do

or not.

Mr. HALLEY. Do you know Al Greenberg?

Mr. DOTO. I don't know whether I do or not.

Mr. HALLEY. Have you ever heard of the Manhattan Brewery?

Mr. DOTO. It doesn't mean anything to me.

Mr. HALLEY. Have you ever been connected with any brewery?

Mr. DOTO. No, sir.

Mr. HALLEY. At no time?

Mr. DOTO (shaking his head negatively).

Mr. HALLEY. Have you ever been connected with any labor union?

Mr. DOTO. No, sir.

Mr. HALLEY. Have you ever had any financial dealings with any labor union?

Mr. DOTO. No, sir.

Mr. HALLEY. Have you ever been connected with any trade association?

Mr. DOTO. No, sir.

Mr. HALLEY. Have you ever had any financial dealing with any trade association?

Mr. DOTO. Referring to what? Just explain what a trade association means.

Mr. HALLEY. Well, I am referring to anything which is known or was known to you as a trade association, a group of people in a business, to form an association; they are generally known as trade associations.

Mr. DOTO. I decline to answer on the ground it might tend to incriminate me.

Mr. HALLEY. Have you ever heard of the Illinois Trade Association?

Mr. DOTO. I decline to answer on the ground it might tend to incriminate me.

Mr. HALLEY. Have you ever had any business dealings with the Illinois Trade

Association?

Mr. DOTO. I decline to answer on the ground it might tend to incriminate me.

Mr. HALLEY. Have you ever heard of the Kings County Buick Co.?

Mr. DOTO. Yes, sir.

Mr. HALLEY. Have you ever had any business dealings with them?

Mr. DOTO. I decline to answer on the grounds that it might tend to incriminate

me.

Mr. HALLEY. Do you know Ralph Conte?

Mr. DOTO. Yes, sir.

Mr. HALLEY. How long have you known him?

Mr. DOTO. Many years.

Mr. HALLEY. Have you ever had any business relationships with Ralph Conte?

Mr. DOTO. I decline to answer on the grounds that it might tend to incriminate me.

Mr. HALLEY. Is it not a fact that during the postwar years you and Ralph Conte made arrangements for a great many people to receive automobiles from the Kings County Buick Co.?

Mr. DOTO. I decline to answer on the grounds it might tend to incriminate me.

Mr. HALLEY. Did you ever recommend to the Kings County Buick Co. that any individual be given the opportunity to purchase a Buick automobile?

Mr. DOTO. I decline to answer on the grounds—

Mr. HALLEY. Did you ever recommend a customer to the Kings County Buick Co.

Mr. DOTO. I decline to answer on the grounds it might tend to incriminate me.

Mr. HALLEY. Do you know Lucky Luciano?

Mr. DOTO. Yes, sir.

Mr. HALLEY. Charlie "Lucky" Luciano?

Mr. DOTO. Yes, sir.

Mr. HALLEY. How long have you known him?

Mr. DOTO. Twenty-odd years, I would say.

Mr. HALLEY. When did you last talk to him?

Mr. DOTO. I decline to answer on the ground it might tend to incriminate me.

Mr. HALLEY. Have you had a telephone conversation with Charlie "Lucky" Luciano within the last 2 years?

Mr. DOTO. No, sir.

Mr. HALLEY. Have you talked to him within the last 2 years?

Mr. DOTO. No, sir.

Mr. HALLEY. Did you ever see Charlie "Lucky" Luciano in Habana, Cuba?

Mr. DOTO. I decline to answer on the ground it might tend to incriminate me.

Mr. HALLEY. Did you ever see him in Italy?

Mr. DOTO. No, sir.

Mr. HALLEY. When you saw him in Habana, Cuba, what did you talk about?

Mr. DOTO. I decline to answer on the ground it might tend to incriminate me.

Mr. HALLEY. Have you had any business dealings with Luciano?

Mr. DOTO. I decline to answer on the grounds it might tend to incriminate me.

Mr. HALLEY. How long have you known Jack Lansky? You know him, of course?

Mr. DOTO. Yes, sir; many years.

Mr. HALLEY. Many years; and Meyer Lansky?

Mr. DOTO. Many years.

Mr. HALLEY. Have you been associated with them in businesses?

Mr. DOTO. I decline to answer on the ground it might tend to incriminate me.

Mr. HALLEY. How long have you known Willie Moretti?

Mr. DOTO. Many years.

Mr. HALLEY. And Salvatore Moretti?

Mr. DOTO. Many years.

Mr. HALLEY. James Rutkin?

Mr. DOTO. Many years.

Mr. HALLEY. Gerald Catena?

Mr. DOTO. Many years.

Mr. HALLEY. Have you had business relationships with any of them?

Mr. DOTO. I decline to answer on the ground it might tend to incriminate me.

Mr. HALLEY. Do you know Arthur Gruening?

Mr. DOTO. Yes, sir.

Mr. HALLEY. Have you had business relationships with him?

Mr. DOTO. I decline to answer on the ground it might tend to incriminate me.

Mr. HALLEY. You know Salvatore Moretti? He just testified, and you have known him for many years?

Mr. DOTO. Yes, sir.

Mr. HALLEY. Have you had any business relationships with him?

Mr. DOTO. I decline to answer on the ground it might tend to incriminate me.

Mr. HALLEY. Do you know Arthur Longano?

Mr. DOTO. Yes, sir.

Mr. HALLEY. How long have you known him?

Mr. DOTO. Ten years, about.

Mr. HALLEY. Going back to Luciano, have you ever sent him any sums of money?

Mr. DOTO. No, sir.
 Mr. HALLEY. At no time?
 Mr. DOTO. At no time.
 Mr. HALLEY. Directly or indirectly?
 Mr. DOTO. Right.
 Mr. HALLEY. Have you had any correspondence with him in the last 3 years?
 Mr. DOTO. No, sir.
 Mr. HALLEY. Have you written to him?
 Mr. DOTO. No, sir.
 Mr. HALLEY. Has he written to you?
 Mr. DOTO. No, sir.
 Mr. HALLEY. Have you sent him messages directly or indirectly through other people?
 Mr. DOTO. No, sir.
 Mr. HALLEY. Has he sent them to you?
 Mr. DOTO. No, sir.
 Mr. HALLEY. Now, going on, do you know Abner Zwillman?
 Mr. DOTO. Yes, sir.
 Mr. HALLEY. How long have you known him?
 Mr. DOTO. Twenty years or better.
 Mr. HALLEY. Is he connected with this Manhattan Cigarette Co. now?
 Mr. DOTO. I would not know, sir.
 Mr. HALLEY. Have you ever been in any business venture with Abner Zwillman?
 Mr. DOTO. I decline to answer on the ground it might tend to incriminate me.
 Mr. HALLEY. Do you know Jack Dragna?
 Mr. DOTO. I don't know as I do or not.
 Mr. HALLEY. Did you know Bugsy Siegel?
 Mr. DOTO. Yes, sir.
 Mr. HALLEY. How long did you know him?
 Mr. DOTO. Twenty years or so.
 Mr. HALLEY. Did you ever have any business relationship with him?
 Mr. DOTO. I decline to answer on the ground it might tend to incriminate me.
 Mr. HALLEY. What was his business?
 Mr. DOTO. How would I know?
 Mr. HALLEY. I am sorry; I did not hear you.
 Mr. DOTO. I don't know.
 Mr. HALLEY. He was a gambler, was he not?
 Mr. DOTO. I don't know.
 Mr. HALLEY. Do you know Mickey Cohen?
 Mr. DOTO. Who?
 Mr. HALLEY. Mickey Cohen.
 Mr. DOTO. No, sir.
 Mr. HALLEY. Do you know Joe Sica?
 Mr. DOTO. I don't know whether I do or not. The name doesn't mean anything.
 Mr. HALLEY. He lives in California.
 Do you know Charley Atratta?
 Mr. DOTO. I don't know whether I do or not.
 Mr. HALLEY. Do you know Charles Fischetti?
 Mr. DOTO. Yes, sir.
 Mr. HALLEY. How long have you known him?
 Mr. DOTO. Well, we came from Brooklyn together; 35, 40 years.
 Mr. HALLEY. Did you grow up together?
 Mr. DOTO. No, sir.
 Mr. HALLEY. But you knew him 35 or 40 years ago?
 Mr. DOTO. I knew him as a boy around there.
 Mr. HALLEY. Did you know his brothers, too?
 Mr. DOTO. Yes, sir.
 Mr. HALLEY. Rocco?
 Mr. DOTO. Yes, sir.
 Mr. HALLEY. Did you know Little Augie Pisano?
 Mr. DOTO. Yes, sir.
 Mr. HALLEY. How long have you known him?
 Mr. DOTO. Oh, a long time.
 Mr. HALLEY. Did you know Virginia Hill?
 Mr. DOTO. I decline to answer.
 Mr. HALLEY. Did you ever hear of the Mafia?

- Mr. DOTO. I have heard of it.
Mr. HALLEY. I am sorry; I did not hear you.
Mr. DOTO. I have heard of it.
Mr. HALLEY. Can you tell the committee what it is?
Mr. DOTO. I would not have any idea.
Mr. HALLEY. In what connections have you heard of it?
Mr. DOTO. By reading it in the newspapers.
Mr. HALLEY. Did you ever have any connection with the Mafia yourself?
Mr. DOTO. I don't know what it is.
Mr. HALLEY. Have you read in the newspapers that it is a secret organization?
Mr. DOTO. Yes, sir.
Mr. HALLEY. And have you ever known any persons whom you believed to be members of such a secret organization?
Mr. DOTO. No, sir.
Mr. HALLEY. Are you a member of any secret organization?
Mr. DOTO. No, sir.
Mr. HALLEY. Were you ever a member of any secret organization?
Mr. DOTO. No, sir.
Mr. HALLEY. Do you believe that such a thing as the Mafia exists?
Mr. DOTO. I am not a judge of that—I am no judge of that; I wouldn't—I don't qualify to answer that question.
Mr. HALLEY. Well, witnesses before this committee have testified, if you don't mind my making a statement—
Mr. DOTO. Go ahead.
Mr. HALLEY (continuing). By way of explanation that in their homes, in various neighborhoods where people of Sicilian descent live, they have heard people talk of the Mafia as an old Sicilian organization. Have you never heard of it?
Mr. DOTO. I am not a Sicilian, so it would not be spoken in my home.
Mr. HALLEY. Have you known people of Sicilian descent?
Mr. DOTO. I have known a lot of Sicilians.
Mr. HALLEY. And have you never heard of the Mafia?
Mr. DOTO. No, sir; outside of what I read in the newspapers in recent years.
Mr. HALLEY. Is it your opinion it is entirely fictitious?
Mr. DOTO. That is right.
Mr. HALLEY. You do not believe there is any such thing?
Mr. DOTO. I do not believe so; that is my humble opinion.
Mr. HALLEY. You have never heard of it from any person whom you have known, as a friend or an associate?
Mr. DOTO. No, sir.
Mr. HALLEY. Would those same answers apply to the Unione Siciliano?
Mr. DOTO. Yes, sir.
Mr. HALLEY. You have never heard of such an organization either?
Mr. DOTO. Just from reading of it.
Mr. HALLEY. Even as a fraternal organization?
Mr. DOTO. Well, at times it has been referred to as a fraternal organization.
Mr. HALLEY. Well, there is such an organization; is there not?
Mr. DOTO. From the newspapers; I am only quoting from the press.
Mr. HALLEY. Haven't you ever heard of such a fraternal organization in Brooklyn?
Mr. DOTO. No, sir.
Mr. HALLEY. Unione Siciliano?
Mr. DOTO. No, sir.
Mr. HALLEY. You never belonged to it?
Mr. DOTO. No, sir.
Mr. HALLEY. Did you ever know anybody who did belong to the Unione Siciliano in Brooklyn?
Mr. DOTO. No, sir.
Mr. HALLEY. Do you know Joseph Profaci?
Mr. DOTO. Yes, sir.
Mr. HALLEY. How long have you known him?
Mr. DOTO. Many years.
Mr. HALLEY. How did you first meet him?
Mr. DOTO. I wouldn't recall it.
Mr. HALLEY. How long have you known him? What do you mean by many years?
Mr. DOTO. Maybe 15, 20 years.

Mr. HALLEY. What has been the nature of your relationships?

Mr. DOTO. We have nothing in common; just a slight introduction, casual acquaintance.

Mr. HALLEY. How many times would you say you have seen him in the last 15 years?

Mr. DOTO. I couldn't recall.

Mr. HALLEY. More than once?

Mr. DOTO. Oh, yes.

Mr. HALLEY. And did you see him at least once a year at least that long?

Mr. DOTO. Maybe that.

Mr. HALLEY. Do you see him more than once a year?

Mr. DOTO. I would not say so.

Mr. HALLEY. You would not say so?

Mr. DOTO. No.

Mr. HALLEY. When did you last see him?

Mr. DOTO. I don't recall.

Mr. HALLEY. Did you see him in the year 1950?

Mr. DOTO. I believe I did.

Mr. HALLEY. Where?

Mr. DOTO. I wouldn't know.

Mr. HALLEY. Search your memory a little bit.

Mr. DOTO. Well, we have nothing in common with this gentleman you speak of, so I don't know where I met him, and how. We have nothing whatsoever in common.

Mr. HALLEY. What do you talk about when you see him?

Mr. DOTO. Greetings of the day.

Mr. HALLEY. Have you ever been alone with him?

Mr. DOTO. No, sir.

Mr. HALLEY. You have been with other people?

Mr. DOTO. People around.

Mr. HALLEY. Who were some of the people?

Mr. DOTO. I don't recall who they have been at present.

Mr. HALLEY. Well, the last once or twice you met him, who were some of the people?

Mr. DOTO. I can't recall them.

Mr. HALLEY. You cannot recall anybody who was with you?

Mr. DOTO. No, sir.

Mr. HALLEY. And you cannot recall anything that you ever said to him?

Mr. DOTO. No, sir.

Mr. HALLEY. Were you ever in his home?

Mr. DOTO. No, sir.

Mr. HALLEY. Was he ever in your home?

Mr. DOTO. No, sir.

Mr. HALLEY. Did you ever meet him in the home of Willie Moretti?

Mr. DOTO. No, sir.

Mr. HALLEY. Were you at the wedding of Mr. Moretti's daughter?

Mr. DOTO. Yes, sir.

Mr. HALLEY. You were?

Mr. DOTO. Yes, sir.

Mr. HALLEY. Was Mr. Profaci there?

Mr. DOTO. I wouldn't know; there was a lot of people there.

Mr. HALLEY. Was Frank Costello?

Mr. DOTO. I wouldn't know; I believe he was; yes.

Mr. HALLEY. Do you know Vito Genovese?

Mr. DOTO. Yes, sir.

Mr. HALLEY. How long have you known him?

Mr. DOTO. Fifteen or twenty years; 15 or 20 years.

Mr. HALLEY. Have you had any business relationships with him?

Mr. DOTO. No, sir.

Mr. HALLEY. Have you had any business relationships with Profaci?

Mr. DOTO. No, sir.

Mr. HALLEY. Do you know Max Stark?

Mr. DOTO. Yes, sir.

Mr. HALLEY. How long have you known him?

Mr. DOTO. Ten years or better.

Mr. HALLEY. Have you had business relationships with him?

Mr. DOTO. I decline to answer on the grounds that it might tend to incriminate me.

Mr. HALLEY. Did you ever give him any checks to cash?

Mr. DOTO. I decline to answer on the ground that it might tend to incriminate me.

Mr. HALLEY. Did you know Joe Massera?

Mr. DOTO. Who?

Mr. HALLEY. Joe Massera?

Mr. DOTO. The name doesn't mean anything to me.

Mr. HALLEY. Did you know a man named Mazzeroni?

Mr. DOTO. Not that I know of.

Mr. HALLEY. Do you know a man by the name of Howard M. Stack?

Mr. DOTO. Yes, slightly.

Mr. HALLEY. Who is he?

Mr. DOTO. He is just a man as far as I am concerned.

Mr. HALLEY. Just a man? Well, what is the nature of your acquaintance with him?

Mr. DOTO. Just slightly.

Mr. HALLEY. How did you meet him?

Mr. DOTO. Mere introduction.

Mr. HALLEY. Who introduced you?

Mr. DOTO. I don't recall at the present time.

Mr. HALLEY. When did you meet him?

Mr. DOTO. Several years ago.

Mr. HALLEY. Did you meet him as far back as 1945?

Mr. DOTO. Maybe before then.

Mr. HALLEY. Did you know him in 1946?

Mr. DOTO. Yes, sir.

Mr. HALLEY. Have you ever had any business dealings with him?

Mr. DOTO. I decline to answer on the ground it might tend to incriminate me.

Mr. HALLEY. Have you ever owned any race horses?

Mr. DOTO. No, sir.

Mr. HALLEY. Did you ever own any through any nominee or indirectly?

Mr. DOTO. What do you mean nominee?

Mr. HALLEY. Did you ever ask anybody else to buy race horses for you?

Mr. DOTO. I decline to answer on the ground it might tend to incriminate me.

Mr. HALLEY. Did you ever ask Howard M. Stack to purchase race horses for you?

Mr. DOTO. I decline to answer on the grounds it might tend to incriminate me.

Mr. HALLEY. Isn't it a fact that Stack bought 13 race horses from Willie Moretti in 1946? Do you know that?

Mr. DOTO. I wouldn't know, sir.

Mr. HALLEY. Didn't he buy those horses for you?

Mr. DOTO. I decline to answer on the ground it might tend to incriminate me.

Mr. HALLEY. Do you know Vincent Aiello?

Mr. DOTO. Who?

Mr. HALLEY. Vincent Aiello.

Mr. DOTO. Yes, sir.

Mr. HALLEY. How long have you known him?

Mr. DOTO. Twenty years or so.

Mr. HALLEY. What is his business?

Mr. DOTO. I wouldn't know.

Mr. HALLEY. Have you ever had any business dealings with him?

Mr. DOTO. I decline to answer on the ground it might tend to incriminate me.

Mr. HALLEY. Now, do you know Paul Bonadio?

Mr. DOTO. Yes, sir.

Mr. HALLEY. And is he not the vice president and treasurer of this Automotive Conveying Co. of New Jersey?

Mr. DOTO. I decline to answer on the ground it might tend to incriminate me.

Mr. HALLEY. How long have you known Paul Bonadio?

Mr. DOTO. Twenty-five or thirty years.

Mr. HALLEY. Have you had any business dealings with him?

Mr. DOTO. I decline to answer on the ground it might tend to incriminate me.

Mr. HALLEY. Do you know Charles Chirri?

Mr. DOTO. Yes, sir.

Mr. HALLEY. How long have you known him?

Mr. DOTO. Yes, sir—20 years or better.

Mr. HALLEY. Has he ever worked for you?

Mr. DOTO. I decline to answer on the ground it might tend to incriminate me.

Mr. HALLEY. Have you ever had any business dealings with him?

Mr. DOTO. I decline to answer on the ground it might tend to incriminate me.

Mr. HALLEY. Is he not an officer of the Automotive Conveying Co. of New Jersey?

Mr. DOTO. I decline to answer on the ground it might tend to incriminate me.

Mr. HALLEY. Have you not recently suggested to the Ford Motor Co. that you would be willing to sell your stock in the Automotive Conveying Co. of New Jersey?

Mr. DOTO. I decline to answer on the ground it might tend to incriminate me.

Mr. HALLEY. At this point, Mr. Chairman, I desire to put into the record a letter from the Ford Motor Co. signed by John Bugas, vice president in charge of industrial relations.

The CHAIRMAN. That will be made a part of the record.

Mr. HALLEY. Dated December 11, and addressed to you.

The CHAIRMAN. It will be so made a part of the record.

(The letter referred to follows:)

FORD MOTOR CO.
Dearborn, Mich., December 11, 1950.

Hon. ESTES KEFAUVER,
Senate Office Building, Washington, D. C.

DEAR SENATOR KEFAUVER: Referring to our conversation of Friday, I respectfully submit for the consideration of your committee the following information:

For some time it has been a matter of considerable concern to us that Joseph Doto, alias Joe Adonis, is one of the principal stockholders of Automotive Conveying Co. of New Jersey, Inc. This is the trucking company which transports built-up automobiles out of our Edgewater, N. J., plant.

Automotive Conveying Co. has hauled automobiles from Edgewater for at least 15 years. The Ford Motor Co. representatives responsible for the original arrangement are not now employed by our company. Automotive Conveying Co. is certificated as a common carrier by the Interstate Commerce Commission, and is the only motor carrier authorized to convey automobiles into the areas in which our Edgewater vehicles are delivered. It is not feasible to transport our cars by rail in these areas. Therefore, we have no alternative but to do business with Automotive Conveying Co.

We have been discussing with another carrier the possibility of its applying to the Interstate Commerce Commission for authority to convey automobiles in the Edgewater area. We would, of course, support such an application. Our counsel has discussed this proposal with legal representatives of the Interstate Commerce Commission. We are informed, however, that it is not at all certain that the Commission could act favorably upon the application. Under the applicable statutes, rules, and regulations, the Commission must act on the basis of "fitness to provide service" and is not authorized to base its action on the character or reputation of a stockholder of a presently certificated carrier.

There is also the possibility that another carrier might be induced to purchase Automotive Conveying Co. This is under discussion. In this connection, it appears to have come to the attention of the stockholders of Automotive Conveying Co. that we were concerned about the situation. Recently, we were approached by one of the stockholders who stated, apparently with the authority of Mr. Doto, that Mr. Doto would be willing to sell his stock to the other stockholders, and asked whether this would be satisfactory to Ford Motor Co. For obvious reasons, we refused to commit ourselves on this proposal.

For your information, we have discussed this entire problem with officials of the State of New Jersey. We have assured them of our desire to terminate as soon as possible any connection between Ford Motor Co. and Mr. Adonis.

Very truly yours,

JOHN S. BUGAS,
Vice President, Industrial Relations.

Mr. HALLEY. I would like to read the following paragraph:

"For some time it has been a matter of considerable concern to us that Joseph Doto, alias Joe Adonis, is one of the principal stockholders of Automotive Conveying Co. of New Jersey, Inc. This is the trucking company which transports built-up automobiles out of our Edgewater, N. J., plant."

Mr. Doto, how do you feel that your connection with the Automotive Conveying Co. can incriminate you?

Mr. DOTO. Well, I gave a reason before in such a statement and I don't care to elaborate on it. Any source of income might incriminate me.

Mr. HALLEY. That is a legitimate business, is it not?

Mr. DOTO. I believe it is.

Mr. HALLEY. And has it ever been charged that your connection with it is to use strong-arm methods in connection with the delivery of automobiles?

Mr. DOTO. I didn't answer the question; I declined to answer my connection with it.

Mr. HALLEY. You do not want to talk about it at all?

Mr. DOTO. That is right.

Mr. HALLEY. Do you know whether or not any of the competing automobile trucking companies in New Jersey would care to bid against you for that business?

Mr. DOTO. I decline to answer on the ground it might tend to incriminate me.

Mr. HALLEY. Is Bonadio related to you?

Mr. DOTO. No, sir.

Mr. HALLEY. Paul Bandoni—I am sorry, that is Bonadio.

Mr. DOTO. Yes, sir.

Mr. HALLEY. He is not related to you?

Mr. DOTO. No, sir.

Mr. HALLEY. There is another letter here from the Ford Motor Co., dated October 20, 1950, addressed to the chief investigator, Mr. H. G. Robinson, which I would offer likewise.

The CHAIRMAN. It will be made a part of the record, following Mr. Doto's testimony.

Mr. HALLEY. And a letter from Automotive Conveying Co. of New Jersey, signed by Paul Banadio, vice president and treasurer.

The CHAIRMAN. It will be made a part of the record.

Mr. HALLEY. Did you know Harry Bennett of the Ford Motor Co.?

Mr. DOTO. No, sir.

Mr. HALLEY. Never met him?

Mr. DOTO. No, sir.

Mr. HALLEY. Did you ever hear—I believe you testified that you had heard of the Colonial Inn in Miami Beach; is that right?

Mr. DOTO. What is that?

Mr. HALLEY. Colonial Beach Inn in Miami Beach—that you have heard of it?

Mr. DOTO. Yes, sir.

Mr. HALLEY. And you state that you have been in those premises of the Colonial Inn?

Mr. DOTO. Yes, sir.

Mr. HALLEY. And while there, did you ever see Jack Lansky?

Mr. DOTO. I decline to answer on the ground it might tend to incriminate me.

Mr. HALLEY. While there did you ever see George Sablo?

Mr. DOTO. I decline to answer on the ground that it might tend to incriminate me.

Mr. HALLEY. Or Meyer Lansky?

Mr. DOTO. I decline to answer on the ground it might tend to incriminate me.

Mr. HALLEY. Or Frank Erickson?

Mr. DOTO. I decline to answer on the ground it might tend to incriminate me.

Mr. HALLEY. Or Bert Riggs?

Mr. DOTO. I decline to answer on the ground that it might tend to incriminate me.

Mr. HALLEY. Or Claude Littoral?

Mr. DOTO. I decline to answer on the ground that it might tend to incriminate me.

Mr. HALLEY. Or Vincent Aiello?

Mr. DOTO. I decline to answer on the ground that it might tend to incriminate me.

Mr. HALLEY. Or S. L. Bratt, Sammy Bratt?

Mr. DOTO. I decline to answer on the ground that it might tend to incriminate me.

Mr. HALLEY. Or Richard Melvin?

Mr. DOTO. I decline to answer on the ground that it might tend to incriminate me.

Mr. HALLEY. Is it not a fact that they were all partners in the Colonial Inn?

Mr. DOTO. I decline to answer on the ground—

Mr. HALLEY. Including yourself?

Mr. DOTO. I decline to answer on the ground that it might tend to incriminate me.

Mr. HALLEY. Is it not a fact that you had a 15 percent interest in the Colonial Inn?

Mr. DOTO. I decline to answer on the ground that it might tend to incriminate me.

Mr. HALLEY. Were you ever in the Club Boheme?

Mr. DOTO. Yes, sir.

Mr. HALLEY. Or the Green Acres Club?

Mr. DOTO. Yes, sir.

Mr. HALLEY. And did you ever see Lefty Clark whom we were talking about before there?

Mr. DOTO. Yes, sir.

Mr. HALLEY. Did you ever see Lefty Clark at the Arrowhead Inn at Saratoga?

Mr. DOTO. I don't recall.

Mr. HALLEY. Is it not a fact that you and Lefty Clark were partners in the Arrowhead Inn?

Mr. DOTO. I decline to answer on the ground it might tend to incriminate me.

Mr. HALLEY. Is it not a fact that you and Meyer Lansky were partners at the Arrowhead Inn?

Mr. DOTO. I decline to answer on the ground it might tend to incriminate me.

Mr. HALLEY. Were you a partner at the Green Acres Club?

Mr. DOTO. I decline to answer on the ground it might tend to incriminate me.

Mr. HALLEY. Were you a partner at the Club Boheme?

Mr. DOTO. I decline to answer on the ground it might tend to incriminate me.

Mr. HALLEY. Did you ever hear of the New York crap game located at the Club Boheme?

Mr. DOTO. I decline to answer on the ground it might tend to incriminate me.

Mr. HALLEY. Isn't it a fact that was a big crap game that Lefty Clark ran?

Mr. DOTO. I decline to answer on the ground it might tend to incriminate me.

Mr. HALLEY. You originally lived in Brooklyn, is that right?

Mr. DOTO. Yes, sir.

Mr. HALLEY. And when did you move to New Jersey?

Mr. DOTO. When? I believe it was 1944.

Mr. HALLEY. 1941?

Mr. DOTO. 1944.

Mr. HALLEY. 1944.

Up to that time you were continuously a resident of Brooklyn?

Mr. DOTO. Yes, sir.

Mr. HALLEY. Were you known as the rackets boss of Brooklyn?

Mr. DOTO. I decline to answer on the grounds that it might tend to incriminate me.

Mr. HALLEY. You read about that in the papers, though, did you not?

Mr. DOTO. Yes, sir.

Mr. HALLEY. Was it true?

Mr. DOTO. I decline to answer on the ground it might tend to incriminate me.

Mr. HALLEY. Have you ever been connected with any bookmaking activities in Brooklyn?

Mr. DOTO. I decline to answer on the grounds it might tend to incriminate me.

Mr. HALLEY. How do you earn your living, Mr. Adonis?

Mr. DOTO. I decline to answer on the ground that it might tend to incriminate me.

Mr. HALLEY. Have you any legitimate business?

Mr. DOTO. I decline to answer on the ground it might tend to incriminate me.

Mr. HALLEY. Have you ever been engaged in a legitimate business?

Mr. DOTO. I decline to answer for the same reason.

Mr. HALLEY. Have you ever been in the narcotics business?

Mr. DOTO. No, sir.

Mr. HALLEY. Have you ever been connected with it?

Mr. DOTO. No, sir.

Mr. HALLEY. Have you ever financed anybody who was in the narcotics business?

Mr. DOTO. No, sir.

Mr. HALLEY. Why did you move to Jersey?

Mr. DOTO. I like the climate there better. [Laughter.]

Mr. HALLEY. Was it cooler than Brooklyn?

Mr. DOTO. That was about 300 feet above sea level.

Mr. HALLEY. Not quite as hot as in Brooklyn, is that the point you are making?

Mr. DOTO. That is right.

Senator TOBEY. Well a tree grows there. [Laughter.]

Mr. HALLEY. The authorities were making it rather uncomfortable for you to operate in Brooklyn, is that right?

Mr. DOTO. I decline to answer on the ground it might tend to incriminate me.

Mr. HALLEY. After living in Brooklyn though all your life up to 1944 you shifted your activities over to New Jersey.

Mr. DOTO. I moved to New Jersey.

Mr. HALLEY. Did you conduct any business in New Jersey?

Mr. DOTO. I decline to answer on the ground it might tend to incriminate me.

Mr. HALLEY. Did you ever have any business in Habana?

Mr. DOTO. I decline to answer on the ground it might tend to incriminate me.

Mr. HALLEY. Were you ever in a gambling business at the Jockey Club in Habana?

Mr. DOTO. I decline to answer on the ground it might tend to incriminate me.

Mr. HALLEY. When you moved to New Jersey, you purchased a house?

Mr. DOTO. Yes, sir.

Mr. HALLEY. Had you owned the house in Brooklyn?

Mr. DOTO. Yes, sir.

Mr. HALLEY. You sold the Brooklyn house?

Mr. DOTO. Sold the Brooklyn house and bought the Jersey house.

Mr. HALLEY. Who handled the transaction in New Jersey, your lawyer?

Mr. DOTO. A fellow by the name of Morini.

Mr. HALLEY. He was the mayor of Cliffside, N. J.?

Mr. DOTO. I do not know who he was; he was just a lawyer recommended by the real-estate agent.

Mr. HALLEY. And it turned out to be the mayor?

Mr. DOTO. Unfortunately it did.

Mr. HALLEY. Unfortunately? Why do you say "unfortunately"?

Mr. DOTO. Well, he is not the mayor any more. [Laughter.]

Mr. HALLEY. You mean he was at that time, is that right?

Mr. DOTO. I didn't know it at that time.

Mr. HALLEY. How long did he continue being the mayor?

Mr. DOTO. I wouldn't know; a few years later.

Mr. HALLEY. A few years.

Now, during those years you operated the various gambling establishments we have been talking about, is that not correct?

Mr. DOTO. What is that?

Mr. HALLEY. I say that was the same years during which you operated the various gambling establishments which we have been talking about, is it not?

Mr. DOTO. I decline to answer on the ground it might incriminate me.

Mr. HALLEY. Let us be specific. Did you ever hear of the G. & R. Trading Co.?

Mr. DOTO. I decline to answer on the ground it might tend to incriminate me.

Mr. HALLEY. Did you ever hear of the L. & C. Amusement Co.?

Mr. DOTO. I decline to answer on the ground it might tend to incriminate me.

Mr. HALLEY. Did you ever hear of the B. & T. Trading Co.?

Mr. DOTO. I decline to answer on the ground it might tend to incriminate me.

Mr. HALLEY. Did you ever hear of the Pal Trading Co.?

Mr. DOTO. I decline to answer on the ground it might tend to incriminate me.

Mr. HALLEY. Did you ever hear of the L. & L. Trading Co.?

Mr. DOTO. I decline to answer on the ground it might incriminate me.

The CHAIRMAN. Well, Mr. Doto, when you decline to answer, we will assume that it is on the ground it might tend to incriminate you unless you specify some other ground.

Mr. DOTO. Yes, sir.

Mr. HALLEY. Did you ever hear of the Plantation Club in Hallandale, Fla.?

Mr. DOTO. Yes, sir.

Mr. HALLEY. Did you ever have an interest in that business?

Mr. DOTO. I decline to answer on the ground it might tend to incriminate me.

Mr. HALLEY. Were you ever in business there with Vincent Aiello, alias Jimmy Blue Eyes?

Mr. DOTO. I decline to answer on the ground it might tend to incriminate me.

Mr. HALLEY. Is it not a fact that during the years 1944 to 1950 you had interests in various gambling houses in the State of New Jersey and the State of New York and in the State of Florida?

Mr. DOTO. I decline to answer on the ground that it might tend to incriminate me.

Mr. HALLEY. Have you ever had any investments in Las Vegas, Nev.?

Mr. DOTO. I decline to answer on the ground it might tend to incriminate me.

Mr. HALLEY. Were you ever in Hot Springs?

Mr. DOTO. Yes.

Mr. HALLEY. When were you last there?

Mr. DOTO. Last spring some time.

Mr. HALLEY. This year, you mean?

Mr. DOTO. This year, 1950.

Mr. HALLEY. And you go there pretty much every year?

Mr. DOTO. No, sir.

Mr. HALLEY. When were you there last before that?

Mr. DOTO. Maybe 3, 4 years before that.

Mr. HALLEY. Do you go there for business purposes?

Mr. DOTO. No, sir.

Mr. HALLEY. Purely for recreation, rest?

Mr. DOTO. Baths, health.

Mr. HALLEY. Have you ever attended a business meeting at Hot Springs?

Mr. DOTO. No, sir.

Mr. HALLEY. You were not in Hot Springs in 1935?

Mr. DOTO. I would not recall that far back.

Mr. HALLEY. Were you ever there with Lucky Luciano?

Mr. DOTO. I wouldn't recall whether I was or not, or been there at the same time: I couldn't recall it.

Mr. HALLEY. Could you recall whether you ever attended a meeting in Hot Springs with Lucky Luciano in 1935?

Mr. DOTO. No, sir; not that I can recall; I never go to meetings of that nature.

Mr. HALLEY. You never go to meetings? Do you recall whether Lucky Luciano called a meeting in 1935 with gamblers from all over the country, and racketeers?

Mr. DOTO. I wouldn't know, sir.

Mr. HALLEY. Weren't you there?

Mr. DOTO. No, sir.

Mr. HALLEY. You are sure of that?

Mr. DOTO. Positive, now that I am thinking about it. I was not there in 1935.

Mr. HALLEY. Can you think of whether there was such a meeting at any time in 1935, perhaps about a year or so earlier or later?

Mr. DOTO. No, sir.

Mr. HALLEY. You think there was no such meeting?

Mr. DOTO. That is my thought.

Mr. HALLEY. You are sure of that?

Mr. DOTO. That is my thought; it is my opinion. There might have been.

Mr. HALLEY. Isn't it a fact that Luciano called a meeting that was held at Hot Springs, in which the point was made by Luciano that there was too much disorganization in the various rackets, and they had to be assigned to various people in order to avoid further confusion and warfare among the different gangs?

Mr. DOTO. I wouldn't know, sir.

Mr. HALLEY. Have you ever heard of such a meeting?

Mr. DOTO. No, sir.

Mr. HALLEY. Nobody ever mentioned it to you?

Mr. DOTO. No, sir.

Mr. HALLEY. And you are quite sure you weren't there?

Mr. DOTO. Positive.

Mr. HALLEY. Did you ever attend such a meeting at any other place, other than Hot Springs?

Mr. DOTO. No, sir.

Mr. HALLEY. Or hear of such a meeting?

Mr. DOTO. No, sir.

Mr. HALLEY. Have you ever heard of a division of territories among the various racketeers and gangsters?

Mr. DOTO. No, sir.

Mr. HALLEY. You have never heard that?

Mr. DOTO. No, sir.

Mr. HALLEY. Well, how does it function, if you know; how do certain book-makers function in certain areas without a molestation from other—

Mr. DOTO. I would not know, sir; I am not an authority on that.

Mr. HALLEY. You would not know that?

Mr. DOTO. No, sir.

Mr. HALLEY. Have you ever been in the bookmaking business?

Mr. DOTO. I decline to answer on the ground it might incriminate me.

Mr. HALLEY. Have you ever been in the numbers or policy business?

Mr. DOTO. I decline to answer on the ground it might incriminate me.

Mr. HALLEY. And you also decline to say whether you have been in a legitimate business; is that right?

Mr. DOTO. Yes, sir.

Mr. HALLEY. For the same reason?

Mr. DOTO. For the same reasons.

Mr. HALLEY. Do you know Artie Samish?

Mr. DOTO. Yes, I do.

Mr. HALLEY. Was he in Hot Springs at the same time you were there this year?

Mr. DOTO. Yes, sir.

Mr. HALLEY. He occupied the room directly above yours; is that not right?

Mr. DOTO. I wouldn't know; I never went to his room.

Mr. HALLEY. Well, you saw him there, did you not?

Mr. DOTO. I saw him in Hot Springs.

Mr. HALLEY. Did you have any conferences with him?

Mr. DOTO. No, sir.

Mr. HALLEY. How long were you there?

Mr. DOTO. About 3 weeks.

Mr. HALLEY. And how long was he there?

Mr. DOTO. I wouldn't know whether he came before or after I did.

Mr. HALLEY. Did you have dinner with him while you were there, any meals?

Mr. DOTO. No, sir.

Mr. HALLEY. You talked to him?

Mr. DOTO. Greetings of the day.

Mr. HALLEY. Did you have any conversations of any longer duration?

Mr. DOTO. Just general talk.

Mr. HALLEY. General talk? When did you first meet Samish?

Mr. DOTO. Four or five years ago.

Mr. HALLEY. Under what circumstances?

Mr. DOTO. Strictly social, an introduction.

Mr. HALLEY. And no business relationships at all?

Mr. DOTO. No, sir.

Mr. HALLEY. Have you any interest in any liquor business?

Mr. DOTO. Interest in what?

Mr. HALLEY. In any liquor business?

Mr. DOTO. No, sir.

Mr. HALLEY. Have you had any?

Mr. DOTO. No, sir.

Mr. HALLEY. Do you know Jack Friedlander in Miami?

Mr. DOTO. Yes, sir.

Mr. HALLEY. How long have you known him?

Mr. DOTO. Not too long, 4 or 5 years.

Mr. HALLEY. Have you had business dealings with him?

Mr. DOTO. No, sir.

Mr. HALLEY. Did you have occasion to telephone him while you were in Hot Springs?

Mr. DOTO. Telephone who?

Mr. HALLEY. Friedlander.

Mr. DOTO. Not that I recall.

Mr. HALLEY. Who was E. McGrath?

Mr. DOTO. He is a friend of mine.

Mr. HALLEY. Was he in Hot Springs with you?

Mr. DOTO. Yes, sir.

Mr. HALLEY. Is he in any business with you?

Mr. DOTO. I decline to answer on the ground that it might tend to incriminate me.

Mr. HALLEY. You had a suite together, isn't that right?

Mr. DOTO. That is right.

Mr. HALLEY. Have you any idea what his business and Jack Friedlander's might have been?

Mr. DOTO. I wouldn't know.

Mr. HALLEY. Friedlander is a well-known gambler in Miami, is he not?

Mr. DOTO. I wouldn't know whether he is or not.

Mr. HALLEY. You must have some idea of whether he is a gambler or not? Don't you have any idea at all?

Mr. DOTO. No, sir.

Mr. HALLEY. Some time ago the chairman asked about the details of this indictment you had in 1932 with Sam Gasberg. Do you remember that?

Mr. DOTO. That wasn't 1932.

Mr. HALLEY. 1937, was it not?

Mr. DOTO. 1939, I believe.

Mr. HALLEY. We can check the record; 1940—you are right, 1939.

Mr. DOTO. 1939, 1940.

Mr. HALLEY. What were the circumstances of that; do you remember?

Mr. DOTO. I was indicted.

Mr. HALLEY. Well, you were indicted for an alleged kidnaping and extortion of Isadore Luff.

Mr. DOTO. That is right.

Mr. HALLEY. Did you know Luff?

Mr. DOTO. Yes, sir.

Mr. HALLEY. Had he come to you to settle some dispute?

Mr. DOTO. I decline to answer on the ground it might tend to incriminate me.

Mr. HALLEY. And is it not the fact that Luff and a man named Isaac Wapinsky were severely beaten at that time?

Mr. DOTO. I wouldn't know whether it was a fact or not.

Mr. HALLEY. It was so charged, was it not?

Mr. DOTO. It was so charged; yes, sir.

Mr. HALLEY. And that they were held in a house for about 3 days, is that right?

Mr. DOTO. That was the charge.

Mr. HALLEY. Did you have anything to do with that?

Mr. DOTO. I decline to answer on the ground it might tend to incriminate me. The record will speak for itself if you have it before you. I was dismissed—the indictment was dismissed.

Mr. HALLEY. The indictment was dismissed.

Mr. DOTO. That is right, on the request of the prosecutor.

Mr. HALLEY. Wasn't it a fact that Luff and Wapinsky came to you in an effort to get a dispute settled at about that time?

Mr. DOTO. I don't recall these things.

Mr. HALLEY. Well, they were having a dispute with Gasberg, were they not?

Mr. DOTO. Maybe they were; I didn't know anything about it.

Mr. HALLEY. And didn't they come to you to try to get the thing worked out?

Mr. DOTO. Not that I recall.

Mr. HALLEY. Well, did any of them come to you for advice at that time?

Mr. DOTO. It's too far back; those things were immaterial.

Mr. HALLEY. Well, is it not a fact that Luff came to you and sought your help?

Mr. DOTO. Not that I can recall.

Mr. HALLEY. He claimed that Gasberg owed him some money in connection with something?

Mr. DOTO. I can't help what he claimed.

Mr. HALLEY. Did he not?

Mr. DOTO. You would have to ask him.

Mr. HALLEY. Didn't he come to you and tell you that?

Mr. DOTO. No, sir.

Mr. HALLEY. He did not?

Mr. DOTO. No, sir.

Mr. HALLEY. Weren't you sought to be the arbitrator of the dispute between Luff and Gasberg?

Mr. DOTO. Not that I recall. Any dispute, arbitration, I don't recall any such thing.

Mr. HALLEY. You had known both of them, though?

Mr. DOTO. Yes, sir.

Mr. HALLEY. And you had been talking to them at about the time of the alleged kidnaping, is that right?

Mr. DOTO. When was that kidnaping that was supposed to have happened?

Mr. HALLEY. I think it was in 1939, was it not?

Mr. DOTO. No; way back before that.

Mr. HALLEY. The arrest was in 1939, but you were a fugitive for some time, were you not?

Mr. DOTO. I was not; never in my life.

Mr. HALLEY. Well, they couldn't find you for some time, could they, for that?

Mr. DOTO. If your record speaks for itself—

Mr. HALLEY. Well, you can answer the question, either you were or you were not.

Mr. DOTO. I was never a fugitive, not to my knowledge.

Mr. HALLEY. Well, weren't you out of the State of New York for some period before you were finally picked up on the kidnaping charge?

Mr. DOTO. No, sir. As soon as I heard about it I came in on it.

Mr. HALLEY. When did you first hear about it?

Mr. DOTO. A few days before I walked into Mr. Amen's office.

Mr. HALLEY. Would you say that the same thing would apply here, that is, the first time when you heard that this committee's efforts were being expended to serve a subpoena on you, you came in?

Mr. DOTO. No, sir.

Mr. HALLEY. That is not so?

Mr. DOTO. No, sir.

Mr. HALLEY. Were you trying to avoid service of this committee's subpoena?

Mr. DOTO. No, sir.

Mr. HALLEY. Where were you during the month of October 1950?

Mr. DOTO. I was around; home all the time.

Mr. HALLEY. Around where?

Mr. DOTO. At my home.

Senator TOBEY. Just a minute. You were speaking of this fall?

Mr. DOTO. Yes, sir.

Senator TOBEY. Well, your wife came before us in New York and testified to us under oath—

Mr. DOTO. My wife did not come before you, Senator.

Senator TOBEY. I beg your pardon; excuse me, please.

Mr. DOTO. That is all right, Senator.

Mr. HALLEY. We went so far as to subpoena your wife in an effort to get her to tell us where you were, and it turned out she was sick in a neighbor's apartment.

Mr. DOTO. That is right.

Mr. HALLEY. All that time, didn't you hear that this committee was trying to serve a subpoena on you?

Mr. DOTO. Yes, sir.

Mr. HALLEY. Why didn't you appear?

Mr. DOTO. I didn't have the subpoena.

Mr. HALLEY. Before that service? You knew that we were sending investigators to your house practically daily to find you?

Mr. DOTO. Oh, no. Unfortunately, we were missing one another. I never ducked them.

Mr. HALLEY. That was not pure accident, though, was it?

Mr. DOTO. It might have been.

Mr. HALLEY. Well, you were ducking, were you not?

Mr. DOTO. I was not.

Mr. HALLEY. You never ducked our subpoena server?

Mr. DOTO. No.

Mr. HALLEY. You did not make yourself scarce?

Mr. DOTO. I did not.

Mr. HALLEY. Didn't I have to negotiate for several weeks even after you were arrested in New Jersey for getting you to come in here and accept the subpoena?

Mr. DOTO. Well, your men couldn't even get me when I walked into the court in the State of New Jersey.

Mr. HALLEY. Well, they had their reasons for not doing it there. I spoke to your counsel.

Mr. DOTO. I didn't know their reasons.

Mr. HALLEY. Didn't your counsel come to you and say that I was trying to serve a subpoena on you?

Mr. DOTO. That is right.

Mr. HALLEY. And he got word back to me that you did not wish to accept it?

Mr. DOTO. I did not have any desire to appear before this committee then or never.

Mr. HALLEY. Why didn't you desire to appear before this committee?

Mr. DOTO. Because I did not want to be a willing witness.

Mr. HALLEY. Well, you are a citizen of the United States?

Mr. DOTO. That is right.

Mr. HALLEY. And this is a Senate committee conducting a lawful inquiry, is it not?

Mr. DOTO. That is right.

Mr. HALLEY. And you considered it to be your duty to appear and answer lawful questions?

Mr. DOTO. That is right.

Mr. HALLEY. Why didn't you want to appear?

Mr. DOTO. Because I never got the subpoena.

Mr. HALLEY. Well, we passed that point; you were at the point where your lawyer, and I must say it was not Mr. Corbin—

Mr. DOTO. I told them there would be time enough to get the subpoena.

Mr. HALLEY. The gentleman who represented Mr. Moretti, is that right?

Mr. DOTO. That is right.

Mr. HALLEY. And he told you that we wanted to arrange to serve a subpoena on you?

Mr. DOTO. That is right.

Mr. HALLEY. And you said you didn't care to accept service, "Let them catch me if they can," is that right?

Mr. DOTO. That is right.

Mr. HALLEY. Why did you desire to try to avoid the service of this committee's subpoena when you knew it was attempting to serve it?

Mr. DOTO. For no particular reason. I knew that sooner or later I would be here.

Mr. HALLEY. But you preferred it to be very much later, is that it?

Mr. DOTO. That is right.

Mr. HALLEY. Why didn't you want to cooperate and come before this committee and tell them what you properly could?

Mr. DOTO. Well, I don't want to go into that. It was an attitude of your process servers that they went around and harassed me to no end.

Mr. HALLEY. How did they harass you?

Mr. DOTO. Well, they went to the butcher, the baker, and the candlestick maker.

Mr. HALLEY. Well, they were trying to find you, weren't they?

Mr. DOTO. They couldn't find me through there; they went around making slurring remarks.

Mr. HALLEY. They did go to your home?

Mr. DOTO. Then they started to annoy my wife.

Mr. HALLEY. They went to your home, did they not?

Mr. DOTO. That is right. I didn't happen to be home at that moment; they didn't wait there for me.

Mr. HALLEY. And your wife could have told them when you could have been home, is that right?

Mr. DOTO. She doesn't know my business; she has been sick and has her own troubles with the four kids.

Mr. HALLEY. Well, apparently, the butcher and the baker and the candlestick maker told you that this committee's subpoena servers were looking for you?

Mr. DOTO. That is right.

Mr. HALLEY. And, of course, you knew this harassment would stop once they served you, and you still refused to come in?

Mr. DOTO. The damage had already been done.

Mr. HALLEY. Were you afraid to answer the questions of this committee?

Mr. DOTO. No; I am not afraid of anything.

Mr. HALLEY. Are you afraid to tell this committee the facts with respect to gambling?

Mr. DOTO. I thought I made a statement before for the record that explained everything, sir.

Mr. HALLEY. We won't talk about your gambling now. Let us talk about gambling, in general, in New Jersey. What do you know, if anything, about gambling?

Mr. DOTO. I decline to answer on the ground that it might tend to incriminate me.

Mr. HALLEY. What have you heard that you can tell this committee that would be of help in assisting this committee in its investigation?

Mr. DOTO. I decline to answer on the ground that it might tend to incriminate me.

Mr. HALLEY. Do you know whether or not any person engaged in the gambling business operates across State lines and from one State to another?

Mr. DOTO. I decline to answer on the ground that it might tend to incriminate me.

Mr. HALLEY. Do you know anything about the bookmaking business?

Mr. DOTO. I decline to answer on the ground it might tend to incriminate me.

Mr. HALLEY. Have you ever heard whether or not Frank Erickson is a bookmaker?

Mr. DOTO. Well, I have heard lately; yes.

Mr. HALLEY. You have heard?

Mr. DOTO. Yes.

Mr. HALLEY. Do you know whether Frank Erickson took lay-off bets?

Mr. DOTO. I wouldn't know that.

Mr. HALLEY. Do you know whether any people take lay-off bets?

Mr. DOTO. I wouldn't know.

Mr. HALLEY. Do you know what a lay-off bet is?

Mr. DOTO. I don't know whether I do or not.

Mr. HALLEY. Have you ever heard of a lay-off bet?

Mr. DOTO. I decline to answer on the ground that it might tend to incriminate me.

Mr. HALLEY. I won't ask any more questions.

Senator TOBEY. I have only one comment to make. It is not a question, but it is very clearly evident to me that this gentleman's attorney, Mr. Corbin, who is sitting in the rear of the room, made the truest remark in this room today when he said that Mr. Adonis didn't need any help from him. [Laughter.]

Mr. CORBIN. I think he realizes that we still have a fifth amendment to our Constitution.

Senator TOBEY. Mr. Adonis, in September of 1937 you were arrested by Detectives Maguire and Casey of the safe and loft squad, and you handed over to Detective Maguire a paper containing a list of names and amounts, saying that you did not wish to be questioned about it, and you asked Detective Maguire to hold it for you, is that correct?

Mr. DOTO. I don't recall any such instance, Senator.

Senator TOBEY. Well, Maguire said that you said to Maguire that this would show how you operated. Maguire gave the list to Captain Fennelly, who had a photostat made, and the list was then given back to you. The list was apparently in your handwriting and reads as follows—it is a piece of book concerning one side the "ins," and the other side the "outs," and on the "in" side such items as \$54,000 for B. R.; Sally \$25,000; Frank C. \$26,000; Doc \$5,000; Spic. \$7,500; Doc \$1,500; Frank C. \$20,432; Doc \$9,000; Frank \$10,000; Sart. \$25,250; Sart. \$22,232.

On the "out," Doc \$5,000; legal \$750; legal \$500; Frankie Gar \$1,000; judge \$5,000; judge \$15,000; up-State \$250; Doc \$25,000; Louis L. \$200; Kenny \$100; Doc \$15,000; Doc \$5,000; Spic. \$10,000; up-State \$250; judge \$3,000; Ben \$5,000; up-State \$250; Guy \$3,000; Spiro \$2,000; George H. \$1,000; up-State \$450; Ben \$15,000; Capital \$25,000; George H. \$1,000; consular \$17,500; Tee \$7,500; up-State \$225; legal \$12,500; legal \$3,000; John B. \$8,300; Fourteenth Street \$500. Now, the "ins" total \$206,283, and the "outs" total \$188,425.

Would you be willing to tell the committee whatever that covers the "ins" and "out"—what is the time those items cover?

Mr. DOTO. I decline to answer on the ground it might tend to incriminate me.

Senator TOBEY. Would you care to explain and interpret those names for us as to who they represent?

Mr. DOTO. I decline to answer.

Senator TOBEY. Do you recall that memorandum?

Mr. DOTO. No, sir.

Senator TOBEY. Do you recall any of the connections with it?

Mr. DOTO. No, sir.

Senator TOBEY. Do you recall any of those connotations of those names, as connoting something else? You do not recall your being arrested by these two detectives?

Mr. DOTO. I recall being arrested.

Senator TOBEY. But you do not recall giving them this memorandum?

Mr. DOTO. No, sir.

Senator TOBEY. Do you know Benny Railroad?

Mr. DOTO. Who?

Senator TOBEY. Benny Railroad is his name. Do you know Salvatore Spitalè, now in Sing Sing, or was in Sing Sing?

Mr. DOTO. Yes, sir.

Senator TOBEY. Is he still in Sing Sing?

Mr. DOTO. I wouldn't know, sir.

Senator TOBEY. Well, the initials Sally, do they connote Salvatore Spitalè, in your judgment?

Mr. DOTO. I wouldn't know.

Senator TOBEY. Would Frank C. mean Frank Costello?

Mr. DOTO. I wouldn't know.

Senator TOBEY. Would "Legal" be Moe Polakoff?

Mr. DOTO. I wouldn't know.

Senator TOBEY. Would "Ben" be Big Ben Siegel?

Mr. DOTO. I wouldn't know.

Senator TOBEY. Would "Capital" mean Capital Distributors Corp.?

Mr. DOTO. I wouldn't know.

Senator TOBEY. Would "Geo. H." mean George Howard?

Mr. DOTO. I wouldn't know.

Senator TOBEY. One other question: Did "John B." mean John Brocco?

Mr. DOTO. I wouldn't know, sir.

Senator TOBEY. Do those names mean anything to you, sir?

Mr. DOTO. Some of them do, some of them don't.

Senator TOBEY. Now, did you go up to New Hampshire at one time, northern New Hampshire, to Dixville Notch and look over the hotel property known as the Balsams?

Mr. DOTO. Yes, sir; I was up in the Balsams.

Senator TOBEY. Was Frank Guedera the owner then of that hotel?

Mr. DOTO. Yes, sir.

Senator TOBEY. Is he still living?

Mr. DOTO. I don't know. I haven't seen him over the last few years.

Senator TOBEY. At that time did you look at it with the possible thought of buying it?

Mr. DOTO. There was some thought.

Senator TOBEY. To make it the center of gambling operations?

Mr. DOTO. No, sir.

Senator TOBEY. Did you tell Frank Guedera that this hotel was adequately suitable for gambling?

Mr. DOTO. No, sir; I don't recall such conversation.

Senator TOBEY. Were there a good many Tammany politicians from New York who frequented the Balsams in the fall of the year each year?

Mr. DOTO. I wouldn't know; I never was there in the fall.

Senator TOBEY. And you do not recall any when you were there—you do not recall any of those who were there when you were there?

Mr. DOTO. No, sir.

Senator TOBEY. I see. That is all I have.

Mr. HALLEY. Did you know Sally Binaggio?

Mr. DOTO. No, sir.

Mr. HALLEY. Never met him?

Mr. DOTO. No, sir.

Senator TOBEY. You testified a few moments ago that you knew Mr. Art Samish of California. Where did you meet him in these instances that you mention?

Mr. DOTO. Somewheres in New York.

Senator TOBEY. In New York?

Mr. DOTO. Yes.

Senator TOBEY. Did you ever meet him in California?

Mr. DOTO. No, sir.

Senator TOBEY. Do you know of his operations in California?

Mr. DOTO. No, sir.

The CHAIRMAN. Were you in Hot Springs, Ark., in the last 6 or 8 months?

Mr. DOTO. Yes, sir.

The CHAIRMAN. This fall?

Mr. DOTO. This spring, this past spring.

The CHAIRMAN. Were you registered in your name? What name were you registered under?

Mr. DOTO. My name.

The CHAIRMAN. Joe Adonis or Joe Doto?

Mr. DOTO. Doto, I believe it was.

The CHAIRMAN. Were you there this fall?

Mr. DOTO. No; I was not there this fall.

The CHAIRMAN. Where do you stay in Florida when you go down?

Mr. DOTO. No place in particular.

The CHAIRMAN. I know, but what hotel do you stay at?

Mr. DOTO. Well, I stayed in a little place called the Hampshire House the last few years at Hallandale, Fla.

The CHAIRMAN. Did you stay at the Wofford any time?

Mr. DOTO. I have stayed there.

The CHAIRMAN. You know Abe Allenberg quite well?

Mr. DOTO. Yes, sir.

The CHAIRMAN. Who do you know connected with the Ford Motor Co., or who used to be connected?

- Mr. Doto. I decline to answer on the ground it might tend to incriminate me.
- The CHAIRMAN. Would you mind listing a property that you own, real estate you own?
- Mr. Doto. I decline to answer on the ground it might tend to incriminate me.
- The CHAIRMAN. You have a chauffeur or a butler, do you not?
- Mr. Doto. I decline to answer on the ground it might tend to incriminate me.
- The CHAIRMAN. How would that tend to incriminate you?
- Mr. Doto. Well, I don't have a butler; I don't have anybody.
- The CHAIRMAN. Well, you have something—you have somebody who drives you around?
- Mr. Doto. No, sir.
- The CHAIRMAN. Don't you have someone associated with you and who owns a building in Cliffside Park, where the Home Movie Exchange is located? Do you know where the Home Movie Exchange is?
- Mr. Doto. It doesn't mean a thing to me.
- The CHAIRMAN. It doesn't mean anything to you at all?
- Mr. Doto (shaking his head in the negative).
- The CHAIRMAN. You do not have any interest in it?
- Mr. Doto. Home Movie Exchange?
- The CHAIRMAN. Yes; the building where it is located.
- Mr. Doto. I don't have any interest in any building.
- The CHAIRMAN. In any building?
- Will you tell us your net worth as of today?
- Mr. Doto. I decline to answer on the ground that it might tend to incriminate me.
- The CHAIRMAN. Neither you nor any member of your family is related to Frank Costello, I believe you said?
- Mr. Doto. No, sir.
- The CHAIRMAN. Do you have any connection with Plastic Fashions at 651-A Palisades Avenue, Cliffside?
- Mr. Doto. No, sir.
- The CHAIRMAN. Have you ever had?
- Mr. Doto (shaking his head in the negative).
- The CHAIRMAN. Do you know this Palisades Specialty Co.?
- Mr. Doto. Who?
- The CHAIRMAN. Palisades Specialty Co.?
- Mr. Doto. I don't know of it.
- The CHAIRMAN. 498 Anderson Avenue, Palisades, N. J.?
- Mr. Doto. No, sir.
- The CHAIRMAN. You do not know where it is?
- Mr. Doto. Well, I have an idea when you mention the address.
- The CHAIRMAN. Do you or have you had any interest in it at all?
- Mr. Doto. No, sir.
- The CHAIRMAN. Do you know anything about Cornell Distributors on State Highway No. 6, Ridgefield Park, N. J.?
- Mr. Doto. No, sir.
- The CHAIRMAN. Do you have a bank account?
- Mr. Doto. Yes, sir.
- The CHAIRMAN. Where is your bank account?
- Mr. Doto. Edgewater National Bank.
- The CHAIRMAN. Is that the only one you have?
- Mr. Doto. Yes, sir.
- The CHAIRMAN. Do you keep money in a box or any amount of money?
- Mr. Doto. No, sir.
- The CHAIRMAN. You keep all your cash in your bank account?
- Mr. Doto. That is correct.
- The CHAIRMAN. Is that correct?
- Mr. Doto. Correct.
- The CHAIRMAN. Do you own any real estate in New York State?
- Mr. Doto. No, sir.
- The CHAIRMAN. Or have any interest in any?
- Mr. Doto. No, sir.
- The CHAIRMAN. Either yourself or through a corporation?
- Mr. Doto. No, sir.
- The CHAIRMAN. Will you tell us how many corporations you own stock in or have an interest in?
- Mr. Doto. I decline to answer on the ground it might tend to incriminate me.
- The CHAIRMAN. I am not asking you which one; I am asking you how many.

Mr. Doro. I still decline to answer on the ground it might tend to incriminate me.

The CHAIRMAN. Mr. Adonis, you will remain subject to subpoena, so that you will be called when we contact your lawyer, Mr. Corbin, or you; and you are advised, by virtue of your refusal to answer questions, that Senator Tobey and I have decided that we will have no alternative but to recommend to the whole committee that you be cited for contempt of this committee. It is not what we want to do, but our opinion is that you refused to answer a good many questions that have no relevancy to the possibility of incriminating you, so that will be all for the time being, Mr. Adonis.

Mr. Doro. Thank you.

(The letters previously referred to follow:)

FORD MOTOR CO.,
Dearborn, Mich., October 20, 1950.

Mr. H. G. ROBINSON,
Chief Investigator, United States Senate Special Committee To Investigate
Organized Crime in Interstate Commerce, Washington, D. C.

DEAR MR. ROBINSON: This is in reply to your letter dated September 20, 1950, regarding the E. & L. Transport Co.

E. & L. Transport Co., a Michigan corporation, and E. & L. Transport, Inc., of Indiana, an Indiana corporation, are common carriers. These companies convey automobiles, trucks, and tractors for Ford Motor Co. There is no contractual relationship between these companies and Ford Motor Co. except the ordinary bill of lading which is issued for each shipment. The president and managing head of both of these companies with whom our traffic representatives transact business is Lloyd Lawson. The annual report of E. & L. Transport, Inc., of Indiana, to the Interstate Commerce Commission for the year ended December 31, 1949, shows Lloyd Lawson, Anthony J. D'Anna, and George S. Dixon as directors. The annual report of E. & L. Transport Co. to the Interstate Commerce Commission for the year ended December 31, 1949, shows Lloyd Lawson, Anthony J. D'Anna and Effie M. Lawson as directors. Such reports show Lloyd Lawson as president and treasurer, and Anthony J. D'Anna as vice president and secretary of each company. These reports also show that 150 shares of E. & L. Transport, Inc., of Indiana, stock are outstanding—75 owned by Lloyd Lawson and 75 owned by Anthony J. D'Anna; and 1,500 shares of stock of E. & L. Transport Co. are outstanding—700 owned by Effie M. Lawson, 50 by Lloyd Lawson, and 750 by Anthony J. D'Anna. The names James Baraco and Sam Mocerri do not appear on either of these reports and our traffic representatives say that they have no knowledge of either of these persons being connected with the two corporations.

Automotive Conveying Co. of New Jersey, a New Jersey corporation, is a common carrier, and conveys automobiles for Ford Motor Co. We have no contractual relationship with this company other than the ordinary bill of lading issued on each shipment. Our traffic representatives advise that Joseph Doto does not deal with them as an active representative of this corporation. Joseph Doto does appear in the annual report to the Interstate Commerce Commission for the year ended December 31, 1949, as a director and vice president. This report shows 500 shares of stock outstanding, which is owned as follows: 60 by Paul Bonadio, 110 by Charles Chiri, 100 by Marie Chiri, 110 by Joseph Doto, 100 by Jean Doto, and 20 by Edward F. Farr. This report also shows that compensation of officers and directors during 1949 was as follows:

Paul Bonadio, \$14,000 salary, \$954 expenses.

Charles Chiri, \$14,000 salary, \$1,258 expenses.

Joseph Doto, \$14,000 salary, \$503 expenses.

Edward F. Farr, \$7,500 salary, \$713 expenses.

Superior Motor Sales, Inc., a Michigan corporation, is a Ford dealer at Wyandotte, Mich. Ford Motor Co. has the usual form of Ford sales agreement with this company. It was entered into January 29, 1941. It is our understanding that the majority of the stock of the corporation is held by William D'Anna, who is also the president of the corporation, and that the remainder of the stock is held by Charles Creed, who is also the vice president and treasurer of the corporation. It is believed that William D'Anna is the brother of Tony D'Anna and that Tony D'Anna owns and rents to the dealership the building in which it operates.

Very sincerely,

MEL B. LINDQUIST,
General Industrial Relations Manager.

AUTOMOTIVE CONVEYING Co. OF NEW JERSEY, INC.,
November 25, 1950.

Mr. R. E. BEISER,

*General Manager, National Automobile Transporters Association,
2627 Cadillac Tower, Detroit, Mich.*

DEAR DICK: The following information is furnished as per your request made during your recent visit to our office.

We have been automobile transporters since November 1932, and have delivered vehicles into the following States: Virginia, Washington, D. C., Maryland, Pennsylvania, New Jersey, New York, Connecticut, Massachusetts, Rhode Island, and Vermont.

Upon enactment of the Motor Carrier Act in 1935 this company was granted certificate No. MC-31820 as a common carrier.

This company has delivered approximately 50,000 vehicles yearly with the exception of the war years 1942 to 1944. During this time our facilities were made available to the war effort.

This year we have delivered 83,545 vehicles during the first 10 months.

We have a personnel of about 110 and the total wages for the first 10 months amounted to \$372,501.17.

Any additional information you may desire will be gladly furnished upon request.

Very truly yours,

AUTOMOTIVE CONVEYING Co., OF NEW JERSEY, INC.
PAUL BONADIO, *Vice President and Treasurer.*

The CHAIRMAN. The committee has determined that, in view of other committee meetings and engagements of members of the committee, we will have to have the next session at 10 o'clock in the morning instead of this afternoon, so the committee will stand in recess until 10 o'clock, and all witnesses are ordered, who have not testified, to report at 10 o'clock in the morning.

Mr. COHEN. Mr. Chairman, I am Jack L. Cohen. I represent a witness here who is here in answer to a subpoena, named James Rutkin.

Now, with reference to Mr. Rutkin, he has appeared here today against the advice of his physician, and I was hoping that we could dispose of his testimony today in view of the fact that he has postponed an operation for some time now. I do not know whether the committee feels it will be able to reach him tomorrow morning or not. If there is any chance that he cannot, I would like to see him be able to return and be excused so that he can have that medical attention and come before the committee at some time in the future.

The CHAIRMAN. Mr. Rutkin will be here in the morning?

Mr. COHEN. Well, his doctor advises him not to be here today either.

The CHAIRMAN. What is the nature of the illness?

Mr. COHEN. An ulcer operation.

The CHAIRMAN. What is your name, sir?

Mr. COHEN. The stenographer has it, Jack L. Cohen.

Mr. HALLEY. Mr. Cohen, you remember that the committee excused Mr. Rutkin once before.

Mr. COHEN. That is right, sir.

Mr. HALLEY. And at that time you said that if the committee would excuse him he would assure that as soon as the trial he was then in was over he would appear, whether it was in Washington or Philadelphia, and that he would then testify.

Mr. COHEN. In response to your question, Mr. Rutkin is here today, Mr. Halley. We have complied with your request and with our representation at that time. I am merely pointing out, in view of his physical condition, if there is going to be any delay in taking his testimony, we ask that it be an extended one.

The CHAIRMAN. We will put him on as the first witness in the morning at 10 o'clock. Will that be satisfactory?

Mr. COHEN. I think it will.

The CHAIRMAN. If it is not, we will contact Mr. Halley this afternoon and we will see what can be done.

The committee will now stand in recess until 10 o'clock in the morning, unless otherwise called.

(Whereupon, at 1:15 p. m., the hearing was adjourned, to reconvene at 10 a. m. Wednesday, December 13, 1950.)